THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.23294 of 2006

01.12.2006

Between:

M.A.H.Amer Farooqui, S/o.M.A.Aziz Farooqui

... Petitioner

AND

The District Collector, Hydeabad, Nampally, Hyderabad
And others

... Respondents

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.23294 of 2006

ORDER:

The petitioner claims to be owner of the land admeasuring Acs.3.00 in survey No.129/35 situated at Shaikpet village and Mandal, Hyderabad District, by virtue of General Power of Attorney-cum-agreement of sale executed by one Dr.Syed Hussain, who is owner of land admeasuring Acs.6.15 guntas. The petitioner submitted a representation to the second respondent requesting demarcation of the land which he purchased under GPA-cum-agreement of sale. In response thereto, the second respondent informed the petitioner that in view of non-availability of sub-divisional record of Acs.3.00 in T.S.No.4, Block-T, Ward No.11 of Shaikpet village, the application cannot be considered. Aggrieved by the same, the present writ petition is filed.

Admittedly the petitioner purchased Acs.3.00 out of Acs.6.15 guntas in survey No.129/35. Therefore, the petitioner has to seek demarcation of the land from the vendor and if there is any dispute, he has to approach the Civil Court. The right of the petitioner flows from the GPA-cum-agreement of sale and to resolve any dispute thereof, the public authorities cannot be involved.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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December 01, 2006 (**V.V.S.RAO, J**)

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